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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.            | CONFIRMATION NO.       |
|--|-------------|----------------------|--------------------------------|------------------------|
| 10/719,585   | 11/21/2003  | Tim Sievers          | 04087-P0001A                   | 3272                   |
| 24126 7590 01/02/2008<br>ST. ONGE STEWARD JOHNSTON & REENS, LLC<br>986 BEDFORD STREET<br>STAMFORD, CT 06905-5619 |             |                      | EXAMINER<br>DANIELS, MATTHEW J |                        |
|  |             |                      | ART UNIT<br>1791               | PAPER NUMBER           |
|  |             |                      | MAIL DATE<br>01/02/2008        | DELIVERY MODE<br>PAPER |

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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 10719585                        | 11/21/2003  | SIEVERS ET AL.                                    | 04087-P0001A        |

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STAMFORD, CT 06905-5619

**EXAMINER**

MATTHEW J.. DANIELS

**ART UNIT****PAPER**

1791

20071228

**DATE MAILED:**

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents****Examiner's Answer**

An error was discovered in Section 8 of the Examiner's Answer mailed 10 December 2007. Attached is a substitute Section 8 which corrects this deficiency.

**Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MATTHEW J. DANIELS whose telephone number is (571)272-2450. The examiner can normally be reached on Monday - Friday, 8:00 am - 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christina Johnson can be reached on (571) 272-1176. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Matthew J. Daniels  
A.U. 1791  
28 December 2007

CHRISTINA JOHNSON  
SUPERVISORY PATENT EXAMINER

### EXAMINER'S ANSWER

The Prinz reference was inadvertently omitted from Section 8 of the Examiner's Answer mailed 10 December 2007. The corrected Section 8 is set forth below and shall replace Section 8 of the Examiner's Answer mailed 10 December 2007.

#### (8) Evidence Relied Upon

|           |              |        |
|-----------|--------------|--------|
| 5,427,733 | BENDA ET AL. | 6-1995 |
|-----------|--------------|--------|

|               |                        |        |
|---------------|------------------------|--------|
| DE 195 33 960 | CELIKER, HERFURTH, and | 3-1997 |
|---------------|------------------------|--------|

CELI

|           |              |        |
|-----------|--------------|--------|
| 5,207,371 | PRINZ ET AL. | 5-1993 |
|-----------|--------------|--------|

Celiker, T., English translation of DE 195 33 960, "Method and Device to Produce Metallic Workpieces", 1997.\*

\* During prosecution, the DE 195 33 960 reference was referred to as "Herfurth" (See the English Abstract provided with the DE 195 33 960 document on 21 November 2003). Hereafter the reference to Celiker is referenced as "Herfurth".

Art Unit: 1791

*Conclusion*

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